

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Scott **DAVIS**

Serial No.: 10/691,715

Filed: October 22, 2003

For: Systems and Methods That Track
A User-Identified Point Of Focus

Atty. Docket No.: 004770.00862

Group Art Unit.: 2175

Examiner: Keaton, Sherrod L

Confirmation No.: 6858

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED
ON FAILURE TO RECEIVE OFFICE ACTION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
fax: (571) 273-8300

Sir:

This paper is filed in response to the notice of abandonment mailed April 14, 2011. The notice of abandonment was mailed because the U.S. Patent Office did not receive a response by February 28, 2011 to its non-final office action dated August 31, 2010. By this paper, we respectfully petition the Commissioner to withdraw the holding of abandonment under 37 C.F.R. 1.181. This petition to withdraw the holding of abandonment is based on non-receipt the office action. In particular, the office of the undersigned practitioner did not receive via U.S. mail the non-final office action dated August 31, 2010, at the practitioner's correspondence address of record. The undersigned, through this communication and the enclosed appendices, has met its burden of proof to establish non-receipt of the non-final office action dated August 31, 2010, in accordance with MPEP § 711.03(c), which requires as follows:

To minimize costs and burdens to practitioners and the Office, the Office has modified the showing required to establish nonreceipt of an Office action. The showing required to establish nonreceipt of an Office communication must include a statement from the practitioner describing the system used for recording an Office action received at the correspondence address of record with the USPTO. The statement should establish that the docketing system is sufficiently

reliable. It is expected that the record would include, but not be limited to, the application number, attorney docket number, the mail date of the Office action and the due date for the response.

Practitioner must state that the Office action was not received at the correspondence address of record, and that a search of the practitioner's record(s), including any file jacket or the equivalent, and the application contents, indicates that the Office action was not received. A copy of the record(s) used by the practitioner where the non-received Office action would have been entered had it been received is required.

A copy of the practitioner's record(s) required to show non-receipt of the Office action should include the master docket for the firm. That is, if a three month period for reply was set in the nonreceived Office action, a copy of the master docket report showing all replies docketed for a date three months from the mail date of the nonreceived Office action must be submitted as documentary proof of nonreceipt of the Office action. If no such master docket exists, the practitioner should so state and provide other evidence such as, but not limited to, the following: the application file jacket; incoming mail log; calendar; reminder system; or the individual docket record for the application in question.

Practitioner respectfully requests the Office to grant the petition and remain the non-final office action with a renewed three month statutory period for reply.

PRACTITIONER'S STATEMENT OF FACTS

1. On or about April 19, 2011, a notice of abandonment dated April 14, 2011, was received in this application, at the undersigned practitioner's correspondence address of record. The notice of abandonment stated that the application was abandoned in view of the failure to timely file a proper reply to the Office letter mailed on August 31, 2010.
2. After becoming aware of the notice of abandonment, the undersigned practitioner discovered, via the Office's PAIR system, that the Office had issued a non-final office action dated August 31, 2010. Prior to that date, the undersigned practitioner was unaware that the PTO had allegedly mailed the non-final office action dated August 31, 2010.
3. By performing a review of the detailed docketing records of Banner & Witcoff, Ltd. (the practitioner's law firm) and the firm's case file jacket for this application, the undersigned

confirmed that there was no record of the non-final office action dated August 31, 2010, in the firm's docketing system or in the case file jacket. Banner & Witcoff, Ltd. did not receive via U.S. mail a non-final office action dated August 31, 2010, at the correspondence address of record.

4. Banner & Witcoff, Ltd. uses at least an electronic docketing system for recording correspondence received from the USPTO. For each item of incoming mail from the USPTO, Banner & Witcoff, Ltd.'s standard docketing procedure is as follows: open the incoming mail item upon receipt, date stamp the opened mail item, enter the opened mail item in an incoming PTO log, docket the opened mail item in the firm's electronic docketing system, and forward the opened mail item for delivery to the appropriate Banner & Witcoff, Ltd. personnel. The firm's incoming PTO log is used to record the application number, attorney docket number, and description of the correspondence received. The firm's docketing system and procedure is sufficiently reliable.

5. Appendices A, B and C are enclosed as evidence that the non-final office action dated August 31, 2010, was not received by Banner & Witcoff, Ltd.

6. Enclosed as Appendix A is a copy of Banner & Witcoff, Ltd.'s incoming PTO mail log for business days from September 1, 2010 to September 13, 2010. The PTO mail log of Appendix A reflects that the office action dated August 31, 2010, was not received at Banner & Witcoff, Ltd. from the USPTO for this application. Had the non-final office action been received at Banner & Witcoff, Ltd., this log would have an entry for the non-final office action. However, no entry for this application is found in the log of Appendix A. Portions of the log of Appendix A have been redacted to preserve confidentiality of information not related to this application.¹

7. Enclosed as Appendix B is a copy of Banner & Witcoff, Ltd.'s docketing records showing all items docketed for this application from its filing on October 22, 2003. The record of Appendix

¹ The redactions to the appendices allow the office to sufficiently identify that none of the entries match this application. For example, none of the application number entries of Appendix A match 10/691,715, and none of the client-matter number entries match 004770.00862. The undersigned has personally reviewed all of the redacted information, and none of the redacted entries match this application.

B reflects that the office action dated August 31, 2010, was not received at Banner & Witcoff, Ltd. from the USPTO for this application. If Banner & Witcoff, Ltd. had received an office action dated August 31, 2010, for this application, this record would show a reply docketed for this application for an office action dated August 31, 2010. However, no entry exists in the record of Appendix B for the non-final office action mailed August 31, 2010.

8. Enclosed as Appendix C is a copy of Banner & Witcoff, Ltd.'s automated docketing report of February 28, 2011, that includes, among other things, all final deadlines and statutory bars for February 28, 2011, which was the final deadline for the non-final office action mailed August 31, 2010. The docketing records of Appendix C reflects that the office action dated August 31, 2010, was not received at Banner & Witcoff, Ltd. from the USPTO. If Banner & Witcoff, Ltd. had received an office action dated August 31, 2010, for this application, the office action would have been docketed and this report would have included an entry for this application indicating that February 28, 2011, was the final due date for filing the response. However, no entry for this application is found in the record of Appendix C. Portions of the record of Appendix C have been redacted to preserve confidentiality of information not related to this application.

No fee is believed due in connection with this filing. However, if any fee is due, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 19-0733. If the Office should have any questions, the Office is invited to call the undersigned at 202-824-3317.

Respectfully submitted,

Date: April 26, 2011

By: /Evan M. Clark/

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Enclosures: Appendix A; Appendix B; Appendix C.

P.T.O. Log September 1, 2010

APPENDIX A

Application #	Client/Matter #	Document Description	Docketed (Initials)
95/1384	.00063	Transmittal of Communication to Third Party requester Inter Partes Reexamination	
11/9117	.00061	3 mo Final OA	
12/3683	.00022	3 mo Final OA	
11/8724	.00150	3 mo Final OA	
11/4991	.00530	3 mo Final OA	
10/4123	.00794	3 mo (non-final) OA	
11/5778	.00005	3 mo (non-final) OA	
12/6162	.00316	3 mo (non-final) OA	
11/9517	.00007	3 mo (non-final) OA	
29/4233	.00812	3 mo (non-final) OA	
12/1923	.01134	3 mo (non-final) OA	
11/80621	.00010	3 mo (non-final) OA	
10/3742	.00008	3 mo (non-final) OA	
09/7849	.00010	3 mo (non-final) OA	
11/3243	.00479	3 mo (non-final) OA	
12/5259	.00002	1 mo OA	
12/3365	.00004	1 mo OA	
09/4891	.00280	Inter. Summ.	
09/3067	.00793	Inter. Summ.	
09/5547	.00008	N/ of Panel Decision from Pre-Appeal Brief	
11/6983	.00036	N/ of Allowance	
09/4891	.00280	N/ of Allowance	
11/6245	.00008	N/ of Allowance	
29/4431	.04981	N/ of Allowance	
11/2769	.00020	N/ of Allowance	
11/4206	.01414	N/ of Allowance	

P.T.O. Log September2, 2010

APPENDIX A

Application #	Client/Matter #	Document Description	Docketed (Initials)
29/4798		1-Soft Copy	
29/9285		1-Soft Copy	
11/3631		Original Patent	
11/0934		Original Patent	
11/6636		Original Patent	
12/1322		Original Patent	
11/6604		Original Patent	
11/4468		Original Patent	
11/9897		Original Patent	
11/8024		Original Patent	
12/1867		Original Patent	
11/0127		Original Patent	
12/6984		Original Patent	
11/6303		Original Patent	
29/9285		Original Patent	
29/4798		Original Patent	
29/0152		Original Patent	
29/8675		Original Patent	
29/4625		Original Patent	
29/0158		Original Patent	
29/7202		Original Patent	
29/4622		Original Patent	
10/8433		Original Patent	
11/5478		Original Patent	
12/2493		Original Patent	
10/5095	.00001	3 mo Final OA	
11/4240	.00028	3 mo Final OA	
11/2987	.01313	3 mo Final OA	
11/27907	.00035	3 mo Final OA	
11/9820	.01293	3 mo OA	
29/6673	.00867	3 mo OA	
10/8964	.00012	3 mo OA	
29/6623	.01017	3 mo OA	
10/5062	.00123	3 mo OA	
10/0027	.01964	3 mo OA	
11/2687	.00021	3 mo OA	
11/9527	.00840	3 mo OA	

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12/	0703		.01501	3 mo OA	
09/	7336		.00019	3 mo OA	
11/	6096		.01283	2 mo OA	
29/	4207		.04294	2 mo OA	
12/	6684		.00064	N/ of Allowance	
11/	0153		.00085	Advisory Action	
11/	6607		.00631	Before the Board of Patent Appeals and Interferences	
11/	5708		.00061	N/ of Allowability	
11/	5294		.00189	Inter. Summ.	
12/	5744		.00054	Inter. Summ.	
11/	7194		.00537	N/ of Abandonment	
11/	0819		.00633	N/ of Panel Decision	
12/	7653		.00195	Priority Acknowledgment	
10/	4717		.00005	The Reply Brief has been Entered and Considered	
12/	5661		.00009	N/ of Missing Requirements Under 35	
29/	7079		.00071	UOFR	
12/	7327		.01309	UOFR	
12/	0227		.00334	UOFR	
12/	3583		.00118	N/ of Acceptance of App.	
12/	3583		.00118	OFR	
12/	6714		.02199	OFR	
12/	6962		.00368	OFR	
12/	6830		.01267	OFR	
61/	8630		.00041	OFR	
61/	5593		.01540	OFR	
12/	2793		.01306	OFR	
12/	2781		.01305	OFR	
12/	8803		.01259	N/ to Comply with requirements for Patent	
12/	8803		.01259	OFR	
12/	8717		.00824	N/ to Comply with requirements for Patent	
12/	8717		.00824	N/ Regarding POA	
12/	8717		.00824	OFR	
12/	6977		.00101	N/ of Acceptance of POA	
12/	6977		.00101	OFR	
12/	9073		.01125	N/ of Acceptance of POA	
12/	8335		.01211	N/ of Acceptance of POA	

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11/12932	.00025	On App. For Patent Term Adjustment	
11/1843	.00003	The Petition is Granted	

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Application #	Client/Matter #	Document Description	Docketed (Initials)
95/1198	.090REX0	Transmittal of Communication to Third Party Requester inter Partes Reexamination	
11/11035	.00004	1 mo OA	
10/13366	.00232	1 mo OA	
11/17020	.00656	3 mo OA	
12/18423	.00236	3 mo OA	
12/11641	.00168	3 mo OA	
09/18147	.00778	3 mo OA	
11/15473	.01321	3 mo OA	
12/16656	.00208	3 mo OA	
12/16966	.00356	3 mo OA	
11/15826	.00021	3 mo OA	
11/13980	.01236	3 mo OA	
11/12888	.00104	3 mo OA	
12/10685	.00741	3 mo OA	
12/18538	.00196	3 mo OA	
12/11551	.00394	3 mo OA	
12/11006	.00266	3 mo OA	
11/1555	.00059	3 mo Final OA	
11/19553	.00293	3 mo Final OA	
10/15476	.00003	3 mo Final OA	
12/13786	.00320	3 mo Final OA	
12/17450	.01017	3 mo Final OA	
12/12397	.00022	3 mo Final OA	
29/19691	.01066	Decision on Request for Rehearing	
11/19387	.00031	Response to Rule 312 Communication	
11/12312	.00433	Reply Brief Has been Noted	
29/15497	.00926	N/ of Allowance	
12/16242	.00309	N/ of Allowance	
11/14751	.00039	N/ of Allowance	
29/11430	.00044	N/ of Allowance	
29/14474	.04617	N/ of Allowance	
12/13220	.01552	N/ of Publication of App.	
12/13825	.00223	N/ of Publication of App.	
12/16008	.00050	N/ of Publication of App.	
12/14809	.00018	N/ of Publication of App.	

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12/	9946	.00189	N/ of Publication of App.	
12/	9718	.00016	N/ of Publication of App.	
12/	3277	.00315	N/ of Publication of App.	
12/	6819	.01250	N/ of Publication of App.	
12/	2449	.00377	N/ of Publication of App.	
12/	9909	.01506	N/ of Publication of App.	
12/	2702	.00062	N/ of Publication of App.	
12/	7310	.01479	N/ of Publication of App.	
12/	0273	.00188	N/ of Publication of App.	
12/	8500	.00005	N/ of Publication of App.	
12/	1167	.00187	N/ of Publication of App.	
12/	7396	.00061	N/ of Missing Requirements Under 35	
12/	2791	.00076	N/ of Missing Requirements Under 35	
12/	9367	.00006	N/ of Acceptance of App.	
12/	9367	.00006	OFR	
61/	5558	.01539	OFR	
12/	7645	.00402	OFR	
11/	1806	-0200	N/ of Acceptance of POA	
11/	3770	-0225	N/ of Acceptance of POA	
29/	8676		Original Patent	
12/	2882		Original Patent	

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Application #	Client/Matter #	Document Description	Docketed (Initials)
11/ 8704	.00056	1 mo OA	
29/ 9250	.00017	1 mo OA	
12/ 9855	.00108	3 mo OA	
11/ 1119	.00797	3 mo OA	
12/ 6393	.00168	3 mo OA	
11/ 2335	.00072	3 mo OA	
12/ 6344	.01406	3 mo OA	
12/ 2958	.01458	3 mo OA	
12/ 4696	.00081	3 mo OA	
11/ 1415	.00135	3 mo OA	
11/ 6508	.00085	3 mo OA	
11/ 9035	.00002	3 mo OA	
12/ 7247	.00215	3 mo OA	
12/ 3296	.00039	N/ of Missing Requirements Under 35 U.S.C. 371	
29/ 8468	.04349	N/ of Missing Parts of Nonprovisional App.	
29/ 8468	.04349	OFR	
29/ 8456	.01553	N/ of Missing Parts of Nonprovisional App.	
29/ 8456	.01553	OFR	
12/ 0341	.01407	N/ of Missing Parts of Nonprovisional App.	
12/ 0341	.01407	OFR	
61/ 5321	.01538	N/ of Missing Parts of Nonprovisional App.	
61/ 5321	.01538	OFR	
61/ 5316	.01538	N/ of Missing Parts of Nonprovisional App.	
61/ 5316	.01538	OFR	
12/ 0357	.01409	N/ of Missing Parts of Nonprovisional App.	
12/ 0357	.01409	OFR	
12/ 0350	.01408	N/ of Missing Parts of Nonprovisional App.	
12/ 0350	.01408	OFR	
12/ 0329	.01406	N/ of Missing Parts of Nonprovisional App.	
12/ 0329	.01406	OFR	
12/ 5771	.00035	N/ of Acceptance of App.	

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12/	5771	.00035	OFR	
61/	6887	.00014	OFR	
12/	0314	.00249	OFR	
12/	9954	.00077	OFR	
12/	8521	.01520	OFR	
12/	9467	.00075	COFR	
11/	5336	.00057	COFR	
29/	5519	.04217	UOFR	
11/	1769	.00163	Advisory Action	
12/	4106	.00187	Interview Summary	
11/	6607	.00631	Interview Summary	
10/	6899		Cert. of Correction	
11/	7406		Cert. of Correction	
12/	0312	.00681	N/ of Abandonment	
12/	5868	.00067	N/ of Abandonment	
11/	5820	.00118	N/ regarding IDS	
29/	5517	.00261	Issue Notification	
29/	5538	.00260	Issue Notification	
29/	5734	.00263	Issue Notification	
29/	5736	.00254	Issue Notification	
11/	1373	.00020	Issue Notification	
11/	5941	.00034	Issue Notification	
11/	5975	.00009	Issue Notification	
10/	1101	.00006	Issue Notification	
29/	9813	.03953	Issue Notification	
29/	6644	.04781	Issue Notification	
29/	6970	.05028	Issue Notification	
29/	6969	.05027	Issue Notification	
11/	6513	.01082	Issue Notification	
11/	8416	.00025	Issue Notification	
11/	3002	.00009	Issue Notification	
29/	5959		Issue Notification	
29/	5966		Issue Notification	
29/	5967		Issue Notification	
29/	5958		Issue Notification	
12/	4124	.00361	Issue Notification	
12/	3088	.00174	Response to Rule 312Commun.	
11/	2932	.00025	Response to Rule 312Commun	
29/	3822	.00402	N/ of Allowance	
29/	7718	.05272	N/ of Allowance	

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12/	9183		02145	N/ of Allowance	
11/	5422		00171	N/ of Allowance	
29/	0180		02183	N/ of Allowance	
29/	4552		04977	N/ of Allowance	
29/	4554		04979	N/ of Allowance	
12/	2418		00364	N/ of Allowance	
11/	2428		00009	N/ of Allowance	
29/	5716		05199	N/ of Allowance	
29/	5715		05197	N/ of Allowance	
11/	7596		00036	N/ of Allowance	
12/	9931		00142	N/ of Allowance	
29/	5208		05059	N/ of Allowance	

P.T.O. Log September 8, 2010

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Application #	Client/Matter #	Document Description	Docketed (Initials)
12/0795	.01333	3 mo Final OA	

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Application #	Client/Matter #	Document Description	Docketed (Initials)
29/03593		1- Soft Copy	
29/02306		Original Patent	
29/01700		Original Patent	
29/03593		Original Patent	
11/04279		Original Patent	
09/00723		Original Patent	
11/05944		Original Patent	
11/01838		Original Patent	
29/02677		Original Patent	
29/01931		Original Patent	
29/05250		Original Patent	
29/05251		Original Patent	
12/07620		Original Patent	
12/05680		Original Patent	
29/05755		Original Patent	
12/05280	.00032	1 mo OA	
09/06757	.00281	3 mo OA	
11/08976	.00178	3 mo OA	
11/02078	.00018	1 mo OA	
12/08422	.00040	3 mo OA	
11/02899		N/ of Acceptance of POA	
10/07462	.00030	Inter. Summ.	
11/08121	.00052	Inter. Summ.	
11/06013	.00002	Inter. Summ.	
12/00165	.00002	Advisory Action	
12/07073	.00761	N/ of Acceptance of App.	
12/07073	.00761	OFR	
12/04691	.00019	N/ to Comply with Requirements for Patent	
12/04691	.00019	OFR	
12/00313	.01404	N/ to File missing parts	
12/00313	.01404	OFR	
29/05214	.05064	N/ of Allowance	
12/00541	.00574	N/ of Allowance	
29/05204	.05052	N/ of Allowance	
29/05206	.05058	N/ of Allowance	
29/05205	.05057	N/ of Allowance	

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29/	5215	05065	N/ of Allowance	
11/	4410	00042	N/ of Allowance	
29/	8069	00207	N/ of Allowance	
29/	5213	05063	Supplemental Notice of Allowability	
10/	8088	00363	N/ of Abandonment	
11/	6944	01750	N/ of Panel Decision from Pre-Appeal Brief	
29/	3498	00003	Supplemental Notice of Allowability	

P.T.O. Log September 10, 2010

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Application #	Client/Matter #	Document Description	Docketed (Initials)
29/ 5490	05040	N/ of Allowance	
29/ 0043	02185	N/ of Allowance	
29/ 0182	02184	N/ of Allowance	
11/ 8082		Cert. of Correction	
11/ 2483		Cert. of Correction	
10/ 4764		Cert. of Correction	
11/ 7282		Cert. of Correction	
29/ 5739		Cert. of Correction	
11/ 7233		Cert. of Correction	
11/ 4275	.00008	N/ of Panel Decision from Pre-Appeal Brief Review	
11/ 0436	.01861	N/ of Panel Decision from Pre-Appeal Brief Review	
11/ 2272	.00010	Advisory Action	
11/ 9090	.00027	Decision on Application for Patent Term Adjustment	
10/ 9135	.00042	N/ of Abandonment	
11/ 3569	.00079	Inter. Summ.	
11/ 0182	.00616	Inter. Summ.	
12/ 3385	.00060	Inter. Summ.	
12/ 6830	.01267	N/ of Acceptance of POA	
12/ 6830	.01267	N/ Regarding Change of POA	
12/ 6087	.00017	N/ of Missing Requirements Under 35 U.S.C.	
12/ 7455	.00065	N/ of Acceptance of App. Under 35 U.S.C	
12/ 7455	.00065	OFR	
12/ 9221	.00042	UOFR	
12/ 4515	.00013	COFR	
12/ 8515	.00002	COFR	
29/ 8732	.00006	OFR	
12/ 0972	.00054	OFR	
29/ 8731	.00005	OFR	
11/ 6880	.00028	N/ Regarding IDS	

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Application #	Client/Matter #	Document Description	Docketed (Initials)
11/2046	.00168	N/ file corrected appln papers	
12/25620	.00821	Notif. Missing Requirements	
12/29206	.02206	NTFMP	
12/29206	.02206	OFR	
12/26267	.00051	N/ acceptance of Appln	
12/26267	.00051	OFR	
12/21369	.01567	OFR	
12/22047	.01533	OFR	
12/29197	.02205	OFR	
11/26880	.00028	N/ Non-compliant IDS	
29/25977	.01537	Issue Notification	
12/23268	.00223	Issue Notification	
29/25980	.01543	Issue Notification	
11/23929	.00005	Issue Notification	
29/24029	.05070	Issue Notification	
29/26190	.04766	Issue Notification	
12/22447	.00175	Issue Notification	
29/27290	.01009	Issue Notification	
29/22525	.00054	Issue Notification	
12/29981	.00019	Issue Notification	
10/23500	.01112	Issue Notification	
11/25415	.00002	Issue Notification	
11/29387	.00031	Issue Notification	
11/26365	.00086	Issue Notification	
29/25247	.04695	Issue Notification	
29/22094	.04988	Issue Notification	
11/26880	.00028	Issue Notification	
10/26898	.00030	Issue Notification	
10/25283	.00023	Issue Notification	
29/27157	.00002	Issue Notification	
29/25981	.01544	Issue Notification	
12/24657	.01232	Issue Notification	
11/23892	.01078	Issue Notification	
11/23900	.00101	Issue Notification	
12/24923	.00211	N/ publication	
12/20854	.00114	N/ publication	

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12/	2646	.00068	N/ publication	
12/	1955	.00014	N/ publication	
12/	7212	.00053	N/ publication	
90/	9456		Ex parte reexam commun. transmittal	
11/	0168		Cert. of correction	
29/	4559	.04987	N/ allowance & fees due	
29/	4555	.04980	N/ allowance & fees due	
11/	8129	.00102	N/ allowance & fees due	
29/	5533	.00255	N/ allowance & fees due	
10/	7340	.00037	N/ allowance & fees due	
29/	4722	.04984	N/ allowance & fees due	
29/	4616	.04869	N/ allowance & fees due	
29/	3087	.00457	N/ allowance & fees due	
29/	4558	.04986	N/ allowance & fees due	
11/	2494	.00032	N/ allowance & fees due	
09/	2660	.00042	N/ of hearing	
11/	2312	.00433	BOPAI Docketing Notice	
11/	1373	.00020	IDS signed by examiner	
11/	9835	.01863	N/ panel Dec. from pre-appeal brief review	
12/	7160	.00153	Resp. to 312 commun.	
12/	6981	.00315	Resp. to 312 commun.	
11/	2107	.00001	Resp. to 312 commun.	
11/	6660	.00014	Resp. to 312 commun.	
10/	3015	.00092	N/ abandonment	
11/	3127	.00068	N/ abandonment	
10/	9379	.00010	Advisory action	
11/	4619	.00055	Int. summary	
11/	8403	.00081	Int. summary	
11/	7448	.00044	Int. summary	
11/	9672	.00001	Int. summary	
11/	7937	.00016	Int. summary	
12/	4660	.00088	1 mo OA	
12/	6374	.00197	3 mo OA	
11/	7831	.00557	3 mo OA	
11/	4919	.00913	3 mo OA	
12/	7392	.00036	3 mo OA	
11/	8133	.00002	3 mo OA	
11/	5325	.00012	3 mo OA	
29/	9288	.01528	3 mo OA	

APPENDIX A

12/	6978	.00099	3 mo OA	
11/	6601	.00036	Final OA	
11/	6349	.00631	Final OA	

Country Application

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Client.Matter: 004770.00862\US**Country:** US**SubCase:****Client:** Nokia Corporation

United States of America

Case Type: PRI**Application Status:** Published**Office:** Washington**Attorney(s):** Rev 2

Rev 1 BCW

Resp EMC**Dkt 1****Dkt 2****Application Number:** 10/691715**Filing Date:** 22-Oct-2003**Publication Number:** US-2005-0091604-A1**Publication Date:** 28-Apr-2005**Patent Number:****Issue Date:****Parent/PCT Number:****Parent/PCT Date :****Parent Issue Number:****Parent Issue Date :****Tax Schedule:****Expiration Date:****Confirmation #:** 6858**Patent Term Adjustment:** 0**Agent:****Agent Reference #:****App.Title:** Systems and Methods that Track a User-Identified Point of Focus**Family Reference:****Remarks:**

Country Application

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List Of Actions

Action(s) Due	Due Date		Action Taken
Application Filing Date	22-Oct-2003	Final	22-Oct-2003
Declaration/Power of attorney filed	22-Oct-2003	Final	22-Oct-2003
Earliest Priority Date	22-Oct-2003	Final	22-Oct-2003
File information disclosure statement	22-Jan-2004	Due Date	22-Jan-2004
Priority Claim/Amend Specification	22-Feb-2004	Final	22-Oct-2003
Foreign filing convention deadline	22-Oct-2004	Final	22-Oct-2004
2 month Response (no extensions) due - LAST DAY	17-Nov-2004	Final	17-Sep-2004
Date of Entry	23-Dec-2005	Non-due	23-Dec-2005
Instructions Received Date for new case	23-Dec-2005	Non-due	23-Dec-2005
General Submission to the PTO	23-Mar-2006	Non-due	23-Mar-2006
Power of Attorney Accepted	11-Apr-2006	Non-due	11-Apr-2006
Respond to 3 month Office Action	10-Jul-2007	Due Date	10-Jul-2007
Status Inquiry base date	10-Jul-2007	Status	10-Jul-2007
Status Inquiry	10-Nov-2007	Status	21-Sep-2007
Respond to FINAL 3 month Office Action	19-Nov-2007	Due Date	19-Nov-2007
Advisory Action received	31-Dec-2007	Non-due	31-Dec-2007
FOA satisfy event	22-Jan-2008	Non-due	22-Jan-2008
RCE filed	22-Jan-2008	Due Date	22-Jan-2008
Rec'd 3 Mo Office Action ()	26-Jun-2008	Non-Due Date	04-Sep-2008
Date of Last Change	30-Jun-2008	Non-due	30-Jun-2008
Rec'd Interview Summary (mail)	20-Aug-2008	Non-Due Date	22-Aug-2008
Reminder-Initial Response to OA due 1Mo	26-Aug-2008	Reminder	04-Sep-2008
Response to Office Action due	26-Sep-2008	Due Date	04-Sep-2008
Response to Office Action w/1 ext due	26-Oct-2008	Due Date	04-Sep-2008
Rec'd Final Office Action (mail)	26-Nov-2008	Non-Due Date	01-Dec-2008
Response to Office Action w/2 ext due	26-Nov-2008	Due Date	04-Sep-2008
Reminder-Resp to OA (LAST DAY) due 2wks	12-Dec-2008	Reminder	04-Sep-2008
Response to Office Action (LAST DAY) due	26-Dec-2008	Final	04-Sep-2008
Reminder-Final Response/Notice Appeal/RCE due 1Mo	26-Jan-2009	Reminder	26-Jan-2009

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Final Response/Notice of Appeal/RCE due (initial deadline)	26-Feb-2009	Due Date	26-Feb-2009
Status-Awaiting New OA	04-Mar-2009	Status	26-Nov-2008
Final Response/Notice of Appeal/RCE due w/1 ext	26-Mar-2009	Due Date	26-Mar-2009
Final Response/Notice of Appeal/RCE due w/2 ext	26-Apr-2009	Due Date	27-Apr-2009
US-RCE Filed (efs)	27-Apr-2009	Non-Due date	27-Apr-2009
Reminder-Final Response/Notice of Appeal/RCE due 2Wks	12-May-2009	Reminder	27-Apr-2009
Final Response/Notice of Appeal/RCE due (LAST DAY)	26-May-2009	Final	27-Apr-2009
Rec'd 3 Mo Office Action (mail)	08-Jul-2009	Non-Due Date	09-Jul-2009
Status- Awaiting Action	27-Jul-2009	Status	09-Jul-2009
Reminder-Initial Response to OA due 1Mo	08-Sep-2009	Reminder	05-Oct-2009
Response to Office Action due	08-Oct-2009	Due Date	05-Oct-2009
Response to Office Action w/1 ext due	08-Nov-2009	Due Date	05-Oct-2009
Response to Office Action w/2 ext due	08-Dec-2009	Due Date	05-Oct-2009
Reminder-Resp to OA (LAST DAY) due 2wks	25-Dec-2009	Reminder	05-Oct-2009
Response to Office Action (LAST DAY) due	08-Jan-2010	Final	05-Oct-2009
Rec'd Final Office Action (mail)	01-Feb-2010	Non-Due Date	03-Feb-2010
Reminder-Final Response/Notice Appeal/RCE due 1Mo	01-Apr-2010	Reminder	03-May-2010
Final Response/Notice of Appeal/RCE due (initial deadline)	01-May-2010	Due Date	03-May-2010
Rec'd Advisory Action (mail)	24-May-2010	Non-Due date	26-May-2010
US-RCE Filed (efs)	28-May-2010	Non-Due date	28-May-2010
Final Response/Notice of Appeal/RCE due w/1 ext	01-Jun-2010	Due Date	28-May-2010
Final Response/Notice of Appeal/RCE due w/2 ext	01-Jul-2010	Due Date	28-May-2010
Reminder-Final Response/Notice of Appeal/RCE due 2Wks	18-Jul-2010	Reminder	28-May-2010
Final Response/Notice of Appeal/RCE due (LAST DAY)	01-Aug-2010	Final	28-May-2010
Notice of Abandonment rec'd (mail)	14-Apr-2011	Non-Due date	18-Apr-2011
Reminder - Petition to Revive due 1Mo	14-May-2011	Reminder	
Status- Awaiting Action	01-Jun-2011	Status	19-Apr-2011

Country Application

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Petition to Revive due

14-Jun-2011

Due Date

Created By: Conversion**User ID:** hmarthers**Date Created:** 10-Jul-2008**Last Update:** 16-Dec-2010

From: docket_mailer@bannerwitcoff.com
Sent: Monday, February 28, 2011 4:33 AM
To: All Offices All Employees
Subject: Automated Final Deadline Notification

FINAL DEADLINES FOR 2/26/2011

[REDACTED]

APPENDIX C

FINAL DEADLINES FOR 2/27/2011

FINAL DEADLINES FOR 2/28/2011

00095\US -- Reminder/Patent issues tomorrow

00102\US -- Final Deadline to Request PTA

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[REDACTED]00090\US -- Reminder/Patent issues tomorrow
 [REDACTED]00616\JP -- Response to Office Action (2nd Ext)
 [REDACTED]00786\WO -- 31 Month National Phase Due (FINAL)
 [REDACTED]00560\US -- Application due to be filed (Client Deadline)
 [REDACTED]00561\US -- Application due to be filed (Client Deadline)
 [REDACTED]00562\US -- Application due to be filed (Client Deadline)
 [REDACTED]00078\US -- Final Deadline to Request PTA
 [REDACTED]00279\US -- Final Response/Notice of Appeal/RCE due (LAST DAY)
 [REDACTED]00306\US -- File IDS (PAST DUE)
 [REDACTED]00010\US -- File IDS (PAST DUE)
 [REDACTED]00230\US -- File Assignment- ext.
 [REDACTED]00243\US -- File By Date
 [REDACTED]00262\EP -- Written Submissions for Proceedings due
 [REDACTED]01467\US -- IDS off Foreign OA due (FINAL)
 [REDACTED]01467\US -- Issue Fee due
 [REDACTED]01467\US -- Patent Term Adjustment due
 [REDACTED]01964\US -- Response to Office Action (LAST DAY) due
 [REDACTED]00547\US -- Final Deadline to Request PTA
 [REDACTED]00008\US -- Reminder/Patent issues tomorrow
 [REDACTED]00140\CA -- Response to Office Action due (FINAL)
 [REDACTED]00937\WO -- Reminder-Nat'l Phase Deadline 1Mos
 [REDACTED]00055\US -- Reminder/Patent issues tomorrow
 [REDACTED]00091\US -- Reminder/Patent Issues tomorrow
 [REDACTED]00114\US -- Substance of Interview due
 [REDACTED]00197\US -- Power of Attorney Due
 [REDACTED]00060\US -- File By Date

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[REDACTED] 00015\US -- Final Deadline to Request PTA
 [REDACTED] 00564\CN -- Foreign Filing Due
 [REDACTED] 00051\US -- Reminder/Patent issues tomorrow
 [REDACTED] 00064\US -- File By Date
 [REDACTED] 00001\US -- Final Deadline to Request PTA
 [REDACTED] 00262\US -- Reminder/Patent issues tomorrow
 [REDACTED] 00270\US -- IDS off Foreign OA due (FINAL)
 [REDACTED] 00373\US -- IDS off Foreign OA due (FINAL)
 [REDACTED] 00260\US -- File By Date
 [REDACTED] 00075\US -- Reminder/Patent issues tomorrow
 [REDACTED] 00082\US -- IDS off Foreign OA due (FINAL)
 [REDACTED] 03376\BO -- Assignment
 [REDACTED] 00007\US -- File IDS (PAST DUE)
 [REDACTED] 00087\US -- Final Deadline to Request PTA
 [REDACTED] 00044\US -- Reminder/Patent issues tomorrow
 [REDACTED] 00028\US -- Reminder/Patent issues tomorrow
 [REDACTED] 00908\US -- File By Date
 [REDACTED] 00945\US -- File By Date
 [REDACTED] 00020\US -- IDS off Foreign OA due (FINAL)
 [REDACTED] 00004\US -- File IDS (PAST DUE)
 [REDACTED] 00010\SG -- File By Date
 [REDACTED] 00021\US -- Reminder/Patent issues tomorrow
 [REDACTED] 00099\US -- Application due to be filed (Client Deadline)
 [REDACTED] 00005\US -- Application due to be filed
 [REDACTED] 00459\EP -- Response or Extension to Official Action due
 [REDACTED] 01204\CA -- Send Prior Art to Agent (FINAL)

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[REDACTED] 01366\US -- Application due to be filed (Client Deadline)
 [REDACTED] 01369\US -- Power of Attorney Due
 [REDACTED] 01411\US -- Application due to be filed (Client Deadline)
 [REDACTED] 01412\US -- Application due to be filed (Client Deadline)
 [REDACTED] 01415\US -- Application due to be filed (Client Deadline)
 [REDACTED] 01429\US -- File By Date
 [REDACTED] 00039\WO -- 21 Mo National Phase Deadline
 [REDACTED] 00040\WO -- 21 Mo National Phase Deadline
 [REDACTED] 00425\CA -- Send Prior Art to Agent (FINAL)
 [REDACTED] 00430\IN -- Send Prior Art to Agent (FINAL)
 [REDACTED] 00431\IL -- Send Prior Art to Agent (FINAL)
 [REDACTED] 01405\US -- File By Date
 [REDACTED] 01280\US -- Issue Fee due
 [REDACTED] 01280\US -- Patent Term Adjustment due
 [REDACTED] 01480\US -- Issue Fee due
 [REDACTED] 01480\US -- Patent Term Adjustment due
 [REDACTED] 01505\US -- File By Date
 [REDACTED] 01516\US -- File By Date
 [REDACTED] 01520\US -- File By Date
 [REDACTED] 01523\US -- File by Date
 [REDACTED] 01526\US -- File By Date
 [REDACTED] 01557\US -- File By Date
 [REDACTED] 01559\US -- File By Date
 [REDACTED] 01563\US -- File By Date
 [REDACTED] 00002\US -- Response to Office Action (LAST DAY) due
 [REDACTED] 01041\KR -- Registration fees due

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[REDACTED]00022\US -- Reminder/Patent issues tomorrow
 [REDACTED]00059\US -- File By Date
 [REDACTED]00060\US -- File By Date
 [REDACTED]00005\US -- Power of Attorney due
 [REDACTED]00002\US -- File IDS (PAST DUE)
 [REDACTED]00002\US -- File Power of Attorney/Change of Address
 [REDACTED]00001\US -- File By Date
 [REDACTED]00248\RU -- Renewal Grace Period - Last Day
 [REDACTED]00351\US -- Power of Attorney Due
 [REDACTED]02872\BR -- Fees due
 [REDACTED]02888\BR -- General Matter Due - LAST DAY
 [REDACTED]02896\BR -- General Matter Due - LAST DAY
 [REDACTED]02916\BR -- General Matter Due - LAST DAY
 [REDACTED]02920\BR -- General Matter Due - LAST DAY
 [REDACTED]02924\BR -- General Matter Due - LAST DAY
 [REDACTED]04859\US -- Reminder/Patent issues tomorrow
 [REDACTED]04975\US -- Reminder/Patent issues tomorrow
 [REDACTED]05076\US -- Reminder/Patent issues tomorrow
 [REDACTED]05206\US -- Reminder/Patent issues tomorrow
 [REDACTED]05207\US -- Reminder/Patent issues tomorrow
 [REDACTED]05295\US -- Reminder/Patent issues tomorrow
 [REDACTED]05296\US -- Reminder/Patent issues tomorrow
 [REDACTED]05297\US -- Reminder/Patent issues tomorrow
 [REDACTED]05298\US -- Reminder/Patent issues tomorrow
 [REDACTED]05299\US -- Reminder/Patent issues tomorrow
 [REDACTED]05319\US -- Reminder/Patent issues tomorrow

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[REDACTED] 05320\US -- Reminder/Patent issues tomorrow
[REDACTED] 05321\US -- Reminder/Patent issues tomorrow
[REDACTED] 05331\US -- Reminder/Patent issues tomorrow
[REDACTED] 05332\US -- Reminder/Patent issues tomorrow
[REDACTED] 05333\US -- Reminder/Patent issues tomorrow
[REDACTED] 05506\US -- Foreign Filing Due
[REDACTED] 05507\US -- Foreign Filing Due
[REDACTED] 05508\US -- Foreign Filing Due
[REDACTED] 05526\US -- Foreign Filing Due
[REDACTED] 05550\US -- Foreign Filing Due
[REDACTED] 05595\US -- Reminder/Patent issues tomorrow
[REDACTED] 05950\US -- Application due to be filed (Client Deadline)
[REDACTED] 05955\US -- Application due to be filed (Client Deadline)
[REDACTED] 05956\US -- Application due to be filed (Client Deadline)
[REDACTED] 05957\US -- Application due to be filed (Client Deadline)
[REDACTED] 06023\US -- File By Date
[REDACTED] 06024\US -- File By Date
[REDACTED] 06025\US -- File By Date
[REDACTED] 06026\US -- File By Date
[REDACTED] 06027\US -- File By Date
[REDACTED] 06028\US -- File By Date
[REDACTED] 06029\US -- File By Date
[REDACTED] 06030\US -- File By Date
[REDACTED] 06031\US -- File By Date
[REDACTED] 06032\US -- File By Date
[REDACTED] 06033\US -- File By Date

06034\US – File By Date

01558\US -- File IDS (PAST DUE)

00061\US -- Power of Attorney due

00758\US -- IDS off Foreign OA, If Appl.

01581\CN -- Deadline to File Divisional

00029\US -- File By Date

[REDACTED]

APPENDIX C

FINAL DEADLINES FOR 2/28/2011

00107\US -- Foreign Filing Due

00002\US -- Foreign Filing Due

01348\SK -- Response to Office Action due

FINAL DEADLINES FOR 3/1/2011